



## Senate

General Assembly

**File No. 395**

January Session, 2009

Substitute Senate Bill No. 1019

*Senate, April 1, 2009*

The Committee on Environment reported through SEN. MEYER of the 12th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

### **AN ACT REQUIRING BIODIESEL-BLENDED HEATING OIL AND DIESEL FUEL.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective October 1, 2009*) (a) As used in this  
2       section, "biodiesel" means a fuel meeting the requirements of  
3       designation D6751 of ASTM International. Any diesel fuel or number  
4       two heating oil sold in the state shall: (1) Not later than July 1, 2010, be  
5       a biodiesel blend containing not less than two per cent biodiesel, (2)  
6       not later than July 1, 2011, be a biodiesel blend containing not less than  
7       three per cent biodiesel, (3) not later than July 1, 2012, be a biodiesel  
8       blend containing not less than four per cent biodiesel, and (4) on and  
9       after July 1, 2013, be a biodiesel blend containing not less than five per  
10      cent biodiesel.

11      (b) The Commissioner of Environmental Protection may suspend  
12      the requirements of subsection (a) of this section if the commissioner  
13      finds that the physical availability of fuel or oil which complies with  
14      such requirements is inadequate to meet the needs of residential,

15 commercial or industrial users in this state and that such inadequate  
16 physical availability constitutes an emergency, provided the  
17 commissioner shall specify in writing the period of time such  
18 suspension shall be in effect.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2009</i>	New section
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***Statement of Legislative Commissioners:***

In subsection (a), "American Society for Testing and Materials" was changed to that organization's current name, "ASTM International".

***ENV***      *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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**OFA Fiscal Note**

**State Impact:** None

**Municipal Impact:** None

**Explanation**

There is no fiscal impact associated with the phasing-in of certain biodiesel blend requirements.

**The Out Years**

**State Impact:** None

**Municipal Impact:** None

**OLR Bill Analysis****sSB 1019*****AN ACT REQUIRING BIODIESEL-BLENDED HEATING OIL AND DIESEL FUEL.*****SUMMARY:**

This bill requires diesel fuel and number two heating oil sold in the state to contain a gradually increasing proportion of biodiesel. Specifically, it requires the percentage of biodiesel in these fuels to be at least (1) 2% by July 1, 2010, (2) 3% by July 1, 2011, (3) 4% by July 1, 2012, and (4) 5% on and after July 1, 2013.

The bill authorizes the environmental protection commissioner to suspend these requirements if she finds there is not enough fuel or oil physically available to meet the needs of state residential, commercial, or industrial users, and that this shortage constitutes an emergency. The commissioner must specify in writing how long the suspension will last.

Under the bill, biodiesel means a fuel meeting the requirements of ASTM International designation D6751.

EFFECTIVE DATE: October 1, 2009

**COMMITTEE ACTION**

Environment Committee

Joint Favorable Substitute

Yea    26    Nay   3    (03/13/2009)